

## **REMARKS**

Claims 1-5, 9, 11-15, 18-22, and 27-48 are pending in the present application. In the above amendments, claims 47 and 48 have been amended. Claims 42-46 have been canceled. Therefore, after entry of the above amendments, claims 1-5, 9, 11-15, 27-41, 47, and 48 are pending in this application. The Examiner is thanked for the careful consideration of the present patent application. Applicants believe that in light of the amendments and remarks presented herein the present application is now in condition for allowance. Applicants respectfully request prompt and favorable action.

### **Summary of the Office Action**

Claim 47 has been rejected under 35 U.S.C. 101 because the claimed invention is directed to non-statutory subject matter. Claims 47 and 48 have been rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which the application regards as the invention. Claims 1-5, 9, 11-15, 18-22, and 27-41 have been allowed. Claim 47 is indicated to be allowable after overcoming rejections under 35 U.S.C. 101 and 35 U.S.C. 112, second paragraph. Claim 48 is indicated to be allowable after overcoming the rejection under 35 U.S.C. 112, second paragraph. Claims 42-46 have been rejected under 35 U.S.C. 103(a) as being unpatentable over Hanson (United States Patent Number 5,802,149) in view of Motohashi (United States Patent Number 6,351,639).

### **Response to Rejection of Claim 47 under 35 U.S.C. 101**

Claim 47 has been rejected under 35 U.S.C. 101 because the claimed invention is directed to non-statutory subject matter. Claim 47 has been amended to claim a computer program product, comprising: a memory, wherein the memory comprises: at least one instruction for receiving a voice tag corresponding to a first telephone number, said voice tag

having a recoding quality, wherein a wireless communication device receives the voice tag; at least one instruction for comparing said recording quality to a quality parameter stored at the wireless communication device; at least one instruction for prompting a user of the wireless communication device to re-record said voice tag when said recording quality does not satisfy said quality parameter; at least one instruction for saving said voice tag at the wireless communication device; at least one instruction for checking whether said voice tag is a first voice tag to be saved at the wireless communication device, wherein said checking is performed by the wireless communication device; and at least one instruction for informing said user of an option to use voice dialing if said voice tag is the first voice tag to be saved.

Claim 47 is now directed to statutory subject matter, i.e., a computer program product having a memory. Support for this amendment can be found in paragraph twenty-one (21) of the present application. All of the instructions recited in claim 47 are comprised by the memory. Accordingly, Applicants respectfully assert that the rejection of claim 47 has been overcome and that claim 47 is now allowable.

#### **Response to Rejections of Claims 47 and 48 Under 35 U.S.C. 112**

Claims 47 and 48 have been rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention. Regarding claim 47, the Office Action states that the phrase “the machine” in line 2 is indefinite. Amended claim 47 no longer includes the phrase “the machine”. As such, the rejection of claim 47 is overcome and should be withdrawn.

Regarding claim 48, the Office Action states that the phrase “the wireless communication device” in line 4 is indefinite because there are two different “wireless communication device”. Claim 48 has been amended to clearly set forth that only a single wireless communication is the subject of the claim. As such, the rejection of claim 48 is overcome and should be withdrawn.

**Response to the Indication of Allowability of Claims 47 and 48**

The Office Action indicates that claim 47 will be allowed after overcoming the rejections under 35 U.S.C. 101 and 35 U.S.C. 112, second paragraph. As discussed above, the rejections of claim 47 have been overcome. Accordingly, claim 47 is now allowable.

The Office Action further indicates that claim 48 will be allowed after overcoming the rejection under 35 U.S.C. 112, second paragraph. As discussed above, the rejection of claim 48 has been overcome. Accordingly, claim 48 is now allowable.

**Response to Rejections of Claims 42-46 Under 35 U.S.C. § 103**

Claims 42-46 have been rejected under 35 U.S.C. 103(a) as being unpatentable over Hanson in view of Motohashi. Claims 42-46 have been canceled. As such, the rejections of claims 42-46 are not moot.

### CONCLUSION

In light of the amendments and remarks contained herein, Applicants submit that the application is in condition for allowance, for which early action is requested.

Please charge any fees or overpayments that may be due with this response to Deposit Account No. 17-0026.

Respectfully submitted,

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